

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application     ) Application No. C-3157  
of Globalcom, Inc., Chicago,         )  
Illinois, seeking authority to        )  
operate as a resale carrier of         ) GRANTED  
intrastate interLATA and             )  
intraLATA telecommunications         )  
services and operator services        )  
within the State of Nebraska.         ) Entered: October 13, 2004

BY THE COMMISSION:

On March 10, 2004, an application was filed by Globalcom, Inc. (Globalcom) of Chicago, Illinois, seeking authority to operate as a resale carrier of intrastate interLATA and intraLATA telecommunications services and operator services within the State of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on March 19, 2004. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

O P I N I O N     A N D     F I N D I N G S

Globalcom is an Illinois corporation with its headquarters in Chicago, Illinois, and is authorized by the Secretary of State to operate in Nebraska as a foreign corporation.

Globalcom is a switchless reseller of interexchange telecommunications services. The applicant originates calls via feature group D purchased by the applicant's underlying carrier from the local exchange carrier. The calls are routed over switched access facilities to the nearest underlying carrier's point of presence. The underlying carrier transports the calls to its switch and terminates calls over its own terminating network (feature group or leased facilities).

On July 18, 2000, pursuant to Application No. C-2245, this Commission granted Globalcom authority to operate as a resale carrier of intrastate InterLATA and IntraLATA telecommunications. On October 16, 2002, pursuant to Docket No. C-2744/DC-61, this Commission revoked Globalcom's operating authority for failure to remit an annual report. Subsequently, Globalcom and the Commission entered into a stipulation whereby Globalcom remits payment for its violation and, as a result, is placed in good standing.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. § 86-805 and Neb. Admin. Code tit. 291, ch. 5, § 003.12A. Following examination of the application filed herein, the Commission determines that US LEC has provided the information required by the Commission, possesses adequate financial resources to provide the proposed service, and possesses adequate technical competency to provide the proposed service. Approval of Globalcom's application will serve the public interest. The application should be granted.

#### O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-3157 be, and it is hereby, granted and Globalcom, Inc., is authorized to provide intrastate interLATA and intraLATA telecommunications services and operator services within the State of Nebraska.

IT IS FURTHER ORDERED that the applicant shall file, in accordance with the applicable statutes on or before April 30<sup>th</sup> of each year, an annual report with this Commission consisting of: (a) a copy of any report filed with the Federal Communications Commission; (b) a copy of any annual report to stockholders; and (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission. If these are not available, applicant shall submit a balance sheet and income statement for the previous year of operation, as well as the investment made in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues and expenses, and taxes.

IT IS FURTHER ORDERED that, to the extent applicable, the applicant shall comply with all laws pertaining to, and all rules and regulations promulgated under, the Telecommunications Relay System Act (Neb. Rev. Stat. §§ 86-1302 to 86-1307) and the Nebraska Telecommunications Universal Service Fund Act (Neb. Rev. Stat. §§ 86-1402 to 86-1410).

IT IS FURTHER ORDERED that applicant file its current tariff prior to offering service pursuant to the certificate granted in this order.

IT IS FINALLY ORDERED that this order be, and it is hereby made, the Commission's official certificate of authority to furnish the service authorized herein as a common carrier.

MADE AND ENTERED at Lincoln, Nebraska, this 13th day of  
October, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Vice Chairman

ATTEST:

Executive Director